IN THE SUPREME COURT OF THE STATE OF DELAWARE

MICHAEL DENNIS MCKINLEY, No. 323, 2005 Petitioner Below-Appellant, Court Below—Superior Court § of the State of Delaware V. § in and for New Castle County § C.A. No. 04A-04-009 FIRST IMPRESSIONS, INC. and UNEMPLOYMENT **INSURANCE** APPEAL BOARD, § § § § Respondents Below-Appellees.

> Submitted: January 27, 2006 Decided: March 27, 2006

Before **HOLLAND**, **JACOBS** and **RIDGELY**, Justices.

ORDER

This 27th day of March 2006, upon consideration of the briefs of the parties and the record below, it appears to the Court that the judgment of the Superior Court should be affirmed on the basis of and for the reasons set forth in its decision dated June 20, 2005. We find no error or abuse of discretion on the part of the Superior Court in any respect.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is **AFFIRMED**.

BY THE COURT:

/s/ Jack B. Jacobs
Justice